



**ORDINANCE NO. 11-011**

**AN ORDINANCE TEMPORARILY AMENDING THE BRIAN HEAD TOWN LAND MANAGEMENT CODE SECTION 9-14 SIGNAGE FOR THE TOWN OF BRIAN HEAD, UTAH AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Section 10-9a-504 of the Utah State Code Annotated provides for the Town Council to consider temporary land use regulation; and

**WHEREAS**, On October 13, 2011, the Brian Head Town Council determined that a temporary modification to Section 9-14 for temporary signs is in the best interest of the town and will not inhibit the health, safety, and general welfare of the public; and

**WHEREAS**, This temporary ordinance change permits a trial period or not more than six months to determine if there are any adverse impacts from this use, and

**WHEREAS**, Any business undertaking this use during this trial six month period shall not claim the right of use after the expiration date.

**NOW THEREFORE, BE IT ORDAINED BY THE BRIAN HEAD TOWN COUNCIL, IRON COUNTY, STATE OF UTAH AS FOLLOWS:**

**SECTION 1.** The Brian Head Town Code is hereby amended as follows (bold italics):

**9-14-8 B. TEMPORARY SIGNS**

**4. SPECIAL COMMUNITIES EVENT *AND SEASONAL* PROMOTION SIGNS IN PUBLIC WAYS**

Signs advertising a special community event *or seasonal promotions* shall be *permitted* in or over public rights of way, subject to approval by the code official as to the size, location and method of erection. The code official may not approve any special event signage that would impair the safety and convenience of use of public rights-of-way, or obstruct traffic visibility. *Community event* signs shall be removed not more than seven (7) days after the event or holiday. *Seasonal promotion signs shall be sponsored by the*

*Town or Chamber of Commerce, be maintained in good order and appearance, and be installed for not more than 60 days in a given year.*

**6. Sandwich Boards/Pedestal Signs:** *Sandwich Boards/Pedestal Sign shall be permitted outdoors in General Commercial, Village Commercial, Light Industrial and Recreational Open Space zoning districts.*

- a. Such signs shall be limited to one sign per business.*
- b. Signs shall be located not more than One thousand feet (1,000') from the businesses (buildings) primary entrance.*
- c. The signs physical features shall include not more than two faces, with maximum dimensions of four feet (4') high and three feet (3') wide and sufficiently secured or weighted to remain in place. The sign materials shall be resistant to weather deterioration.*
- d. Sign display shall include static sign copy, no animated sign features, subdued, with complimentary colors found in the natural landscape. The sign display may include the business name, logo, hours of operation, services offered, and promotional offers.*
- e. Florescent colors are not permitted.*
- f. Signs may be located along the edge of the public way as long as it does not inhibit vehicle and pedestrian traffic or line of site for these activities.*
- g. Signs may be displayed during daylight business hours only.*

**SECTION 2. Effective Date.** Upon this Ordinance being adopted by the Brian Head Town Council of Iron County, Utah, all amendments to this ordinance shall be incorporated into the Brian Head Municipal Code for a period of six (6) months from the effective date.

**SECTION 3. Repealer:** All provisions of the Brian Head Municipal Code that are inconsistent with the express terms of this ordinance shall be repealed. All other provisions of the Brian Head Municipal Code shall remain in full force and effect as codified.

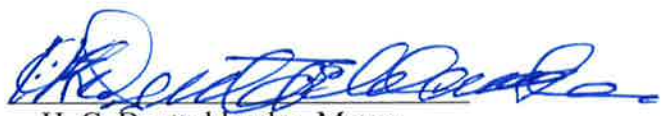
**SECTION 4. Conflict.** To the extent of any conflict between other Town, County, State, or Federal ordinances or regulations, and this ordinance, the more restrictive is deemed to be controlling.

**SECTION 5. Severability Clause.** If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason, held invalid or unconstitutional by any court or competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

**PASSED AND ADOPTED BY THE BRIAN HEAD TOWN COUNCIL OF IRON COUNTY, UTAH this 13<sup>th</sup> day of December, 2011 with the following vote.**

Mayor H.C. Deutschlander	Aye
Council Member Hans Schwob	Aye
Council Member Jim Ortler	Aye
Council Member Stewart Fausett	Aye
Council Member Linda Ames	Aye

**BRIAN HEAD TOWN COUNCIL**  
BRIAN HEAD, UTAH

By:   
H. C. Deutschlander, Mayor

**ATTEST:**

  
Nancy Leigh, Town Clerk

